

## DECLARATION

As the below-named inventors, we declare that:

Our residences, post office addresses, and citizenships are as stated below under our names.

We believe we are the original, first, and joint inventors of the subject matter claimed and for which a patent is sought on the invention entitled "INTERACTIVE TELEVISION SYSTEM," the specification of which was filed in the U.S. Patent and Trademark Office on January 3, 2002 and assigned application number 10/039,292, confirmation number 8337, which application claims the benefit of U.S. Provisional Application number 60/260,082, filed January 3, 2001.

We have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

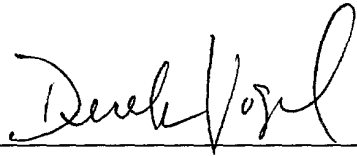
We acknowledge our duty to disclose information which is material to the patentability of this application in accordance with 37 C.F.R. § 1.56(a).

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.

Thomas Edward Cezeaux  
Thomas Edward Cezeaux

Date 3/13/2002

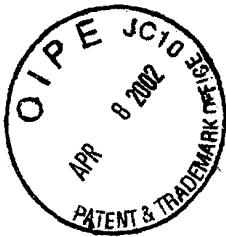
Residence : City of Woodinville  
State of Washington  
Citizenship : United States of America  
P.O. Address : 15429 135th Place NE  
Woodinville, Washington 98072



Derek K. Vogel

Date 3.13.02

Residence : City of Woodinville  
State of Washington  
Citizenship : United States of America  
P.O. Address : 16920 128th Place NE  
Woodinville, Washington 98072



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Thomas Edward Cezeaux and Derek K. Vogel  
Application No. : 10/039,292  
Filed : January 3, 2002  
For : INTERACTIVE TELEVISION SYSTEM

Docket No. : 338528008US1

Commissioner for Patents  
Washington, DC 20231

ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73

AND POWER OF ATTORNEY

Sir:

The undersigned, being Assignee of the entire interest in the above-identified application by virtue of an Assignment filed concurrently herewith, a copy of which is enclosed, hereby elects under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

Assignee hereby appoints JERRY A. RIEDINGER, Registration No. 30,582; MAURICE J. PIRIO, Registration No. 33,273; MICHAEL D. BROADDUS, Registration No. 41,637; CATHERINE HONG TRAN, Registration No. 43,960; ROBERT G. WOOLSTON, Registration No. 37,263; PAUL T. PARKER, Registration No. 38,264; JOHN M. WECHKIN, Registration No. 42,216; CHRISTOPHER DALEY-WATSON, Registration No. 34,807; STEVEN D. LAWRENZ, Registration No. 37,376; JAMES A.D. WHITE, Registration No. 43,985; STEPHEN E. ARNETT, Registration No. 47,392; EDWARD S. HOTCHKISS, Registration No. 33,904; JAMES NICKELSON, Registration No. 46,140; MARK A. THOMAS, Registration No. 37,953; BRETON A. BOCCHIERI, Registration No. 31,739; BARBARA B. COURTNEY,

Registration No. 42,442; PETER J. DEHLINGER, Registration No. 28,006; LEE ANN GORTHEY, Registration No. 37,337; RICHARD L. GREGORY, Registration No. 42,607; LINDA R. JUDGE, Registration No. 42,702; MICHAEL MARTENSEN, Registration No. 46,901; JUDY M. MOHR, Registration No. 38,563; and LARRY THROWER, Registration No. 47,994, all of Perkins Coie LLP, as the principal attorney with full power of substitution, association, and revocation to prosecute said application, to transact all business in the Patent and Trademark Office connected therewith, and to receive the letters patent therefor. Please direct all correspondence to Customer Number 25096.

Bar Code:

**\*25096\***

25096

PATENT TRADEMARK OFFICE

Pursuant to 37 C.F.R. § 3.73, the undersigned duly authorized designee of Assignee certifies that the evidentiary documents have been reviewed, specifically the Assignment to Myrio Corporation filed concurrently herewith for recording, a copy of which is attached hereto, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Myrio Corporation

March 13, 2002  
Date

Mark Rowe  
Name of Person Signing

VP - Finance  
Title of Person Signing

MJP:jc

Enclosure:

Copy of Assignment

## ASSIGNMENT

WHEREAS, we, Thomas Edward Cezeaux and Derek K. Vogel, ("ASSIGNORS"), having post office addresses of 15429 135th Place NE, Woodinville, Washington 98072 and 16920 128th Place NE, Woodinville, Washington 98072 respectively, are the joint inventors of an invention entitled "INTERACTIVE TELEVISION SYSTEM," as described and claimed in the specification for which an application for United States letters patent was filed on January 3, 2002 and assigned Application No. 10/039,292. This application claims the benefit of U.S. Provisional Application No. 60/260,082 filed January 3, 2001.

WHEREAS, Myrio Corporation ("ASSIGNEE"), a corporation of the State of Delaware having a place of business at 3500 Carillon Point, Kirkland, Washington 98033, is desirous of acquiring the entire right, title, and interest in and to the invention and in and to any patents that may be granted therefore in the United States and in any and all foreign countries;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, ASSIGNORS hereby sell, assign, and transfer unto ASSIGNEE, its legal representatives, successors, and assigns, the entire right, title and interest in and to the invention as set forth in the above-mentioned application, including any continuations, continuations-in-part, divisions, reissues, re-examinations, or extensions thereof, any other inventions described in the application, and any and all patents of the United States of America and all foreign countries that may be issued for the invention, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from the United States application to which foreign applications are entitled by virtue of international convention, treaty or otherwise, the invention, application and all patents on the invention to be held and enjoyed by ASSIGNEE and its successors and assigns for their use and benefit and of their successors and assigns as fully and entirely as the same

would have been held and enjoyed by ASSIGNORS had this assignment, transfer, and sale not been made.

UPON THE ABOVE-STATED CONSIDERATIONS, ASSIGNORS agree to not execute any writing or do any act whatsoever conflicting with this assignment, and at any time upon request, without further or additional consideration but at the expense of ASSIGNEE, execute all instruments and documents and do such additional acts as ASSIGNEE may deem necessary or desirable to perfect ASSIGNEE's enjoyment of this grant, and render all necessary assistance required for the making and prosecution of applications for United States and foreign patents on the invention, for litigation regarding the patents, or for the purpose of protecting title to the invention or patents therefor.

ASSIGNORS authorize and request the Commissioner of Patents and Trademarks to issue any Patent of the United States that may be issued for the invention to ASSIGNEE.



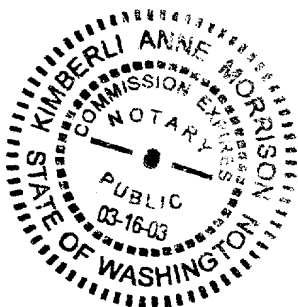
3/13/2002  
Date

Thomas Edward Cezeaux  
Thomas Edward Cezeaux

State of WA)

County of King) ss.

I certify that I know or have satisfactory evidence that Thomas Edward Cezeaux is the person who appeared before me, and the person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.



Dated March 13, 2002

Signature of Notary Public Kimberli Anne Morrison

Printed Name Kimberli Anne Morrison

My appointment expires March 16, 2003

3.13.02

Date

Derek K. Vogel

Derek K. Vogel

State of WA

County of King

ss.

I certify that I know or have satisfactory evidence that Derek K. Vogel is the person who appeared before me, and the person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated March 13, 2002

Signature of Notary Public Kimberli Anne Morrison

Printed Name Kimberli Anne Morrison

My appointment expires March 16, 2003

